

1 Honorable Robert S. Lasnik
2 Noted for Hearing: May 19, 2017
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6 IN THE UNITED STATES DISTRICT COURT
7 FOR THE WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 OLYMPIC MOUNTAIN PRODUCTS,
10 INC.,
11 Plaintiff,
12 vs.
13 GANZ USA, LLC,
14 Defendant.

Case 2:17-cv-00568 RSL

STIPULATION AND [PROPOSED]
ORDER FOR REMAND

[Clerk's Action Required]

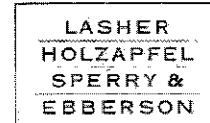
15 I. STIPULATION
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17 By and through their undersigned counsel, Olympic Mountain Products, Inc. ("Plaintiff")
18 and Ganz USA, LLC ("Defendant"), hereby stipulate to an Order of Remand of this case to the
19 Superior Court of the State of Washington, County of King as follows:

20 1. On March 7, 2017, Plaintiff filed this pending lawsuit titled in the Superior Court
21 of the State of Washington, County of King;

22 2. On March 8, 2017, Plaintiff process served Defendant with the Summons and
23 Complaint, at its registered agent address in Washington State;

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STIPULATION AND PROPOSED
ORDER OF REMAND - 1
Case 2:17-cv-00568 RSL
{24981/V151655.DOCX}



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1 3. On April 13, 2017, Defendant filed a Notice of Removal, removing this pending
2 lawsuit from King County Superior Court to this United States District Court for the Western
3 District of Washington;

4 4. On April 25, 2017, Plaintiff filed this pending Motion for Remand, on the basis that
5 removal of this action was not timely made within 30 days as required by 28 U.S.C. §1446, and
6 requested an award of attorney fees and costs;

7 5. On May 15, 2017, Defendant filed a Response Consenting In-Part to Plaintiff's
8 Motion to Remand, wherein Defendant acknowledged the untimeliness of the removal and
9 consented to remand, but requested that attorney fees be denied;

10 6. Based on the uncontested relief of remand agreed to by Defendant, the parties
11 stipulate that his case should be remanded back to Order of Remand without award of attorney
12 fees and costs.

13 RESPECTFULLY SUBMITTED this 19th day of May, 2017.

14 NEVILLE PETERSON, LLP

15 LASHER HOLZAPFEL
16 SPERRY & EBBERSON, PLLC

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II. ORDER

Based upon the foregoing stipulation of the Parties it is hereby ORDERED that:

1. This case is REMANDED to King County Superior Court, without award of attorney fees and costs;
2. The Clerk of the Court is hereby directed to CLOSE this case,

DATED this 23rd day of May, 2017.

THE HONORABLE ROBERT S. LASNIK

Order Approved By:

LASHER HOLZAPFEL
SPERRY & EBBERSON, PLLC

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